

House File 2130

H-8180

1 Amend House File 2130 as follows:

2 1. Page 1, after line 6 by inserting:

3 <Sec. _____. Section 321.234A, subsection 2, Code 2022, is
4 amended to read as follows:

5 2. A person operating an all-terrain vehicle on a highway
6 shall be at least eighteen years of age, have a valid driver's
7 license, have financial liability coverage in effect for the
8 vehicle and carry proof of such financial liability coverage
9 in accordance with section 321.20B, and the vehicle shall be
10 ~~operated~~ operate the vehicle at speeds of thirty-five miles per
11 hour or less.

12 Sec. _____. Section 321.234A, Code 2022, is amended by adding
13 the following new subsection:

14 NEW SUBSECTION. 2A. As provided in section 321.1, an
15 all-terrain vehicle is a motor vehicle for purposes of this
16 chapter. Therefore, an all-terrain vehicle operated on a
17 highway shall be equipped with the parts, lamps, and other
18 equipment in proper condition and adjustment as required under
19 this chapter for motor vehicles, including but not limited
20 to the parts, lamps, and equipment required under sections
21 321.386, 321.387, 321.404, 321.432, and 321.437.

22 Sec. _____. Section 321.384, subsection 1, Code 2022, is
23 amended to read as follows:

24 1. Every motor vehicle upon a highway within the state,
25 at any time from sunset to sunrise, and at such other times
26 when conditions such as fog, snow, sleet, or rain provide
27 insufficient lighting to render clearly discernible persons
28 and vehicles on the highway at a distance of five hundred feet
29 ahead, shall display lighted headlamps as provided in section
30 321.415, subject to exceptions with respect to parked vehicles
31 as provided in this chapter. However, an all-terrain vehicle
32 shall display lighted headlamps as provided in section 321.415
33 at all times while the vehicle is operated on a highway.

34 Sec. _____. Section 321.385, Code 2022, is amended to read as
35 follows:

1 **321.385 Headlamps on motor vehicles.**

2 Every motor vehicle other than a motorcycle, ~~or~~ motorized
3 bicycle, or all-terrain vehicle shall be equipped with at least
4 two headlamps with at least one on each side of the front
5 of the motor vehicle, which headlamps shall comply with the
6 requirements and limitations set forth in [this chapter](#).

7 Sec. _____. Section 321.386, Code 2022, is amended to read as
8 follows:

9 **321.386 Headlamps on motorcycles, and motorized bicycles, and**
10 **all-terrain vehicles.**

11 Every motorcycle, ~~and~~ motorized bicycle, and all-terrain
12 vehicle shall be equipped with at least one and not more than
13 two headlamps which shall comply with the requirements and
14 limitations of [this chapter](#).

15 Sec. _____. Section 321I.8, subsection 2, Code 2022, is
16 amended to read as follows:

17 2. The department shall remit the fees, including user
18 fees collected pursuant to [section 321I.5](#), to the treasurer
19 of state, who shall place the money in a special all-terrain
20 vehicle fund. The money is appropriated to the department for
21 the all-terrain vehicle programs of the state. The programs
22 shall include grants, subgrants, contracts, or cost-sharing
23 of all-terrain vehicle programs with political subdivisions
24 or incorporated private organizations or both in accordance
25 with rules adopted by the commission. All-terrain vehicle fees
26 may be used for the establishment, maintenance, and operation
27 of all-terrain vehicle recreational riding areas through
28 the awarding of grants administered by the department, but
29 shall not be used for law enforcement purposes outside of a
30 designated off-highway vehicle recreational riding area or for
31 purchasing, installing, or maintaining signs along a highway
32 outside of a designated off-highway vehicle recreational
33 riding area. All-terrain vehicle recreational riding areas
34 established, maintained, or operated by the use of such
35 grants shall not be operated for profit. All programs using

1 cost-sharing, grants, subgrants, or contracts shall establish
2 and implement an education instruction program either singly
3 or in cooperation with other all-terrain vehicle programs.
4 All-terrain vehicle fees may be used to support all-terrain
5 vehicle programs on a usage basis. At least fifty percent of
6 the special fund shall be available for political subdivisions
7 or incorporated private organizations or both. Moneys from
8 the special fund not used by the political subdivisions or
9 incorporated private organizations or both shall remain in the
10 fund and may be used by the department for the administration
11 of the all-terrain vehicle programs. Notwithstanding
12 section 8.33, moneys in the special fund shall not revert to
13 the general fund of the state at the end of a fiscal year.
14 Notwithstanding [section 12C.7, subsection 2](#), interest or
15 earnings on moneys in the special fund shall remain in the
16 fund.>

17 2. Page 1, line 15, by striking <Section 321I.10, subsection
18 2, Code 2022, is> and inserting <Section 321I.10, subsections 2
19 and 3, Code 2022, are>

20 3. Page 1, line 29, after ~~<roadway>~~ by inserting <However,
21 a county may prohibit the operation of all-terrain vehicles
22 and off-road utility vehicles on a segment of a road under its
23 jurisdiction pursuant to an agreement with a local all-terrain
24 vehicle or off-road utility vehicle club or organization. Such
25 an agreement shall be in writing and shall be valid for not
26 more than five years unless renewed. Such an agreement may be
27 renewed any number of times, with each renewal valid for not
28 more than five years.>

29 4. Page 1, after line 29 by inserting:

30 <3. Cities may regulate the operation of registered
31 all-terrain vehicles and registered off-road utility vehicles
32 and may designate streets under the jurisdiction of cities
33 within their respective corporate limits which may be used for
34 the operation of ~~registered all-terrain vehicles or registered~~
35 off-road utility such vehicles. In designating such streets,

1 the city may authorize all-terrain vehicles and off-road
2 utility vehicles to stop at service stations or convenience
3 stores along a designated street. However, a city shall not
4 charge a fee to operate a registered all-terrain vehicle or
5 registered off-road utility vehicle within the city.>

6 5. Page 2, line 1, by striking <An> and inserting <However,
7 an>

8 6. Page 2, by striking lines 3 through 5 and inserting <the
9 effective date of this Act that authorizes and regulates the
10 operation of all-terrain vehicles or off-road utility vehicles
11 on secondary roads shall remain in effect and is enforceable
12 on and after the effective date of this Act. Any modification
13 to such a provision after the effective date of this Act shall
14 comply with state law.>

15 7. Page 2, by striking lines 6 through 13.

16 8. Title page, line 1, by striking <the operation of>

17 9. Title page, line 2, by striking <vehicles on highways>
18 and inserting <vehicles, and making penalties applicable>

19 10. By renumbering as necessary.

KAUFMANN of Cedar

BOHANNAN of Johnson